

The China Mail.

ESTABLISHED FEBRUARY, 1846.

VOL. XXXVI. No. 5270.

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HONGKONG, TUESDAY, JUNE 1, 1880.

日四月四辰庚

PRICE, \$24 PER ANNUM.

AGENTS FOR THE CHINA MAIL.

Banks.

LONDON.—F. ALGAR, 11 & 12, Clerkenwell Lane, Lombard Street, E. C. GEORGE STRAKER & Co., 80, Cornhill, GORDON & GOTCH, Ludgate Circus, E. C. BATES, HENRY & Co., 4, Old Jewry, E. C. SAMUEL DRACON & Co., 100 & 104, Leadenhall Street.

PARIS AND EUROPE.—LEON DE BONNIN, 19, Rue Monceau, Paris.

NEW YORK.—ANDREW WIND, 108, Nassau Street.

AUSTRALIA, TASMANIA, AND NEW ZEALAND.—GORDON & GOTCH, Melbourne and Sydney.

SAN FRANCISCO and American Ports generally.—BROWN & BLACK, San Francisco.

SINGAPORE AND STRAITS.—SAYLE & Co., Square, Singapore. C. HEINSEN & Co., Manila.

CHINA.—MACAO, MESSRS. A. A. DE MELLO & Co., Sino-Portuguese, Campal & Co., AMERY, WILSON, NICHOLLS & Co., Foochow, HEMPEL & Co., Shanghai, LANE, CRAWFORD & Co., and KELLY & WILSON, Yokohama, LANE, CRAWFORD & Co.

Banks.

ORIENTAL BANK CORPORATION. (Incorporated by Royal Charter.)

PAID-UP CAPITAL.....\$1,500,000.

RATES OF INTEREST ALLOWED ON DEPOSITS.

At 3 months' notice 3 1/2 per Annum.

" 6 " " 6 1/2 " "

" 12 " " 6 1/2 " "

Current Accounts kept on Terms which may be learnt on application.

GEO. O. SCOTT, Acting Manager.

Oriental Bank Corporation, Hongkong, September 4, 1879.

CHARTERED BANK OF INDIA, AUSTRALIA, AND CHINA.

CAPITAL.....\$300,000.

RESERVE FUND.....\$100,000.

BANKERS.

THE BANK OF ENGLAND.

THE CITY BANK.

THE NATIONAL BANK OF SCOTLAND.

THE BANK'S BRANCH in Hongkong is a grand Drafts on London and the Chief Commercial place in Europe and the East; buys and receives for collection Bills of Exchange, and conducts all kinds of Banking and Exchange Business.

RATES OF INTEREST ALLOWED ON DEPOSITS.

On CURRENT ACCOUNTS, 2 per cent. per annum on the daily balance.

ON FIXED DEPOSITS.

For 3 months, 3 per cent. per annum.

" 6 " " 4 per cent. "

" 12 " " 5 per cent. "

WILLIAM FORREST, Manager.

Hongkong, May 10, 1880.

NATIONAL BANK OF INDIA, LIMITED.

Registered in London under the Companies' Act of 1862, on 23rd March, 1866.

Established in Calcutta 20th September, 1863.

SUBSCRIBED CAPITAL.....\$333,000.

PAID-UP CAPITAL.....\$455,250.

RESERVE FUND.....\$35,000.

HEAD OFFICE.—38, Threadneedle Street, London, E.C.

LONDON BANKERS.—

NATIONAL PROVINCIAL BANK OF ENGLAND.

NATIONAL BANK OF SCOTLAND.

All descriptions of Banking and Exchange business transacted.

INTEREST allowed on CURRENT ACCOUNTS at the rate of 2 per cent. per annum on the daily balance; and on FIXED DEPOSITS according to arrangement—the maximum rate being 5 per cent. per annum.

R. HORNE BOYD, Acting Manager.

Hongkong, May 24, 1880.

COMPTOIR D'ESCOMpte DE PARIS. (Incorporated 7th & 18th March, 1848.)

RECOGNIZED by the INTERNATIONAL CONVENTION of 30th April, 1862.

CAPITAL FULLY PAID-UP.....\$3,200,000.

RESERVE FUND.....\$200,000.

HEAD OFFICE.—14, Rue Berger, PARIS.

AGENCIES AND BRANCHES at:

LONDON, BOURBON, SAN FRANCISCO, MELBOURNE, BOMBAY, HONGKONG, LIVERPOOL, CALCUTTA, HANKOW, NANTONG, SHANGHAI, FOOCHOW.

LONDON BANKERS:

THE BANK OF ENGLAND.

THE UNION BANK OF LONDON.

The Hongkong Agency receives Fixed Deposits on Terms to be ascertained on application, grants Drafts and Credit on all parts of the World, and transacts every description of Banking and Exchange Business.

E. G. VOUILLEMOND,

Manager, Shanghai.

Hongkong, May 20, 1880.

Banks.

HONGKONG & SHANGHAI BANKING CORPORATION.

PAID-UP CAPITAL.....\$5,000,000 Dollars.

RESERVE FUND.....\$1,500,000 Dollars.

COURT OF DIRECTORS.

Chairman—The Hon. W. K. CRICKMORE.

Deputy Chairman—A. MCIVER, Esq.

ADOLPH ANDER, Esq.

H. R. BELLIOR, Esq.

J. L. DALEYMORE, Esq.

F. D. SASSON, Esq.

W. S. YOUNG, Esq.

CHIEF MANAGER.

Hongkong—THOMAS JACKSON, Esq.

MANAGER.

Shanghai—EWEN CAMERON, Esq.

LONDON BANKERS—London and County Bank.

HONGKONG.

INTEREST ALLOWED.

ON Current Deposit Account at the rate of 2 per cent. per annum on the daily balance.

For Fixed Deposits—

For 3 months, 3 per cent. per annum.

" 6 " " 4 per cent. "

" 12 " " 5 per cent. "

Current Accounts kept on Terms which may be learnt on application.

GEO. O. SCOTT, Acting Manager.

Oriental Bank Corporation, Hongkong, September 4, 1879.

NOTICES OF FIRMS.

NOTICE.

WE have this day entered into PARTNERSHIP as SHARE and GENERAL BROKERS under the style of "COHEN and GEOFFREY."

CHAS. C. COHEN.

ERICH GEORG.

Hongkong, May 17, 1880.

NOTICE.

M. C. STIEBEL has to-day been admitted a PARTNER in our Firm in Hongkong, Shanghai and Yokohama.

REISS & Co.

Hongkong, May 1, 1880.

NOTICE.

THE Undersigned have been appointed AGENTS to the NEW YORK BOARD OF UNDERWRITERS.

ARNHOLD, KARBERG & Co.

RECORD OF AMERICAN AND FOREIGN SHIPPING.

ARNHOLD, KARBERG & Co.

Hongkong, Sept. 3, 1879.

NOTICE.

THE BUNGALOW situated on Mount Gough, and known as "THE CLIFFER."

Apply to

H. A. WOOLNOUGH,

Hongkong Dispensary.

Hongkong, May 22, 1880.

NOTICE.

BURROWS' Massive-Built GODOWNS, PRAYA EAST.

No. 44, very suitable for DRY GOODS; and Nos. 43, 56A, 59A, for COAL; with PRIVATE WHARF.

The GODOWNS, Nos. 111, 111A, and 113, WAN CHI ROAD.

For Particulars, apply to

SIEMESSEN & Co.

Hongkong, May 10, 1880.

NOTICE.

TO BE LET.

GROUND FLOOR of Houses Nos. 3 and 4.

Apply to

MEYER & Co.,

Hongkong, April 19, 1880.

NOTICE.

DR. ROGERS, now on a visit to SHANGHAI, will return to HONGKONG early in the Winter as usual.

Hongkong, April 1, 1880.

NOTICE.

TO LET.

FOREIGN DWELLING HOUSES in the Hollywood Road, containing six Rooms and Out-Houses.

Nos. 3 and 9, Seymour Terrace.

Apply to

DAVID SASSON, Sons & Co.

Hongkong, April 7, 1880.

NOTICE.

TO BE SOLD or LET.

A BUNGALOW on one of the best Hill Sides on the northern slope of Mount Kellet, commanding the best views on all sides. It is substantially constructed, entirely of Brick and Stone, contains VARIETIES on all sides, a Large Drawing Room, Dining Room, Drawing Room, SLEEPING ROOM, three Bed Rooms, (with a Bath Room attached to each), Living Room, with a Kitchen and a Fitted Kitchen, and a Library attached to the Drawing Room, which may be used as a Bed Room, Study Room, or Room for Guests, &c., and Out-Houses.

For further Particulars, apply to

H. A. WOOLNOUGH,

Hongkong Dispensary.

Hongkong, May 18, 1880.

NOTICE.

TO BE SOLD or LET.

A BUNGALOW on one of the best Hill Sides on the northern slope of Mount Kellet, commanding the best views on all sides. It is substantially constructed, entirely of Brick and Stone, contains VARIETIES on all sides, a Large Drawing Room, Dining Room, Drawing Room, SLEEPING ROOM, three Bed Rooms, (with a Bath Room attached to each), Living Room, with a Kitchen and a Fitted Kitchen, and a Library attached to the Drawing Room, which may be used as a Bed Room, Study Room, or Room for Guests, &c., and Out-Houses.

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For Sale.

MacEWEN, FRICKEL & Co.
HAVE JUST RECEIVED EX-
"AMERICAN MAIL."

Codfish BALLS.

Pig's Head CHEESE.

Devilled HAM.

Compressed HAM.

CAVIARE.

California Golden SYRUP.

Merritt's CIDER.

Whitaker's HAMS.

COMB HONEY in Frame and

Bottle.

Very Fine Eastern CREAM

CHEESE.

Pickled OX-TONGUES.

Pickled PIG FORK.

Boneless CODFISH.

Salmon BELLIES.

MACKEREL.

Green TURTLE, 1lb. and 2lbs. Tins.

Border's Condensed MILK (very fresh).

California BISCUITS in Cask and Tins.

Ginger CAKES.

Milk BISCUITS.

Soda BISCUITS.

Wafer BISCUITS.

Alphabet BISCUITS.

Oyster BISCUITS.

CORNMEAL.

RYE MEAL.

HOMINY, Small and Large.

Cracked WHEAT.

OATMEAL.

SHELLBACK.

PECAN, and

BARCELONA NUTS.

Canned Table Fruits.

Bartlett PEARS.

PEACHES.

GREENGAGES.

APRICOTS.

QUINCES.

etc., &c.

Late Arrivals.
ROYAL BRISTOL GINGER ALE,
in Flat Bottles.

**CHROSE & BLACKWELL'S
HOUSEHOLD STORES.**

JOHN MOIR & SONS'
CELEBRATED PRESERVES.

CHUBB'S PADLOCKS,
TILL LOOKS,
BOX LOCKS,
CUPBOARD LOCKS,
&c., &c.

American PADLOCKS, and

Builder's LOCKS.

JOSEPH ROGERS & Sons' Table
OUTLERY.

Combination Champagne KNIVES,

Pocket KNIVES,

SCISSORS,

RAZORS,

&c., &c.

BUSSEY'S PATENT PNEUMATIC GUN.
ALLUMINUM Gold PEN and PENCIL
CASES.

Billiard CHALK and CUE TIPS.

WELLINGTON's Knife POLISH.

PLATE POWDER.

Metallic TAPE LINES.

A Large Assortment of
FANCY and OFFICE
S T A T I O N E R Y.

Superfine Note PAPER, from 50 Cents per

Box, of 5 Quires.

ENVELLOPES, from 20 Cents per Hundred.

FOOLSOAP.

Letter PAPER.

Blotting PAPER.

Printing PAPER.

Drawing PAPER.

Blank BOOKS.

Copying BOOKS.

OIL PAPER.

Drying PAPER.

Blotting PADS.

PENS.

INK.

AND ALL OFFICE

R E Q U I S I T E S.

N.B.—Our Papers and Envelopes are im-
ported direct from Manufactory, and
the quality for price is unsurpassed,
if not unequalled in Hongkong.

NOVELS!

NOVELS!!

WORKS OF REFERENCE,

SCHOOL BOOKS,

SCIENTIFIC

WORKS,

&c.

Very Fine "Cable Coll" TOBACCO.

"Empress of India," and

Best "Navy" in Sticks.

CIGARS,

CAVITE,

PRINCESSA,

FORTIN, and

MERISIG.

CHOCOOTS, CAVITE, and PRINCESSA.

SHIPS' STORES, of every Description.

HEMP, and COTTON CANVAS.

RUSSIAN, MANILA, and WIRE ROPE.

SAIL-MAKING, and RIGGING promptly

executed.

HOLLIDAY, WISE & Co.

Hongkong, May 18, 1880.

Mails.

NOTICE.

**CAMPAGNIE DES MESSAGERIES
MARITIMES.**
PAQUEBOTS POSTE FRANCAIS.

STEAM FOR
SAIGON, SINGAPORE, BATAVIA,
POINT DE GALLE,
ADEN, SUEZ, ISMALLIA, PORT
SAID, NAPLES, AND
MARSEILLES;
ALSO,
BOMBAY, MAHE, ST. DENIS, AND
PORT LOUIS.

Insurances.

**NORTH BRITISH & MERCANTILE
INSURANCE COMPANY.**
Incorporated by Royal Charter and
Special Acts of Parliament.

ESTABLISHED 1809.

CAPITAL £2,000,000.

THE Undersigned, Agent at Hongkong
for the above Company, are prepared to
grant Policies against FIRE, to the
extent of £10,000 on any Building, or
on Merchandise in the same, at the
usual Rates, subject to a discount of 20
per cent.

GILMAN & Co.,
Agents.

Hongkong, July 6, 1880.

NOT Responsible for Debts.

Neither the Captain, the Agents, nor
Officers will be Responsible for
any Debt contracted by the Officers or
Crew of the following Vessels, during
their stay in Hongkong Harbour:

ERNA, German 8-masted schooner, Capt.
P. T. Michelson.—EDWARD SCHELLHAS & Co.

PIZARRO, British ship, Captain J. N.
JACKSON.—PANORO Company, Limited.

MAINE LOUISE, German barque, Captain
A. Bricha u. Wieder & Co.

MCNEAR, American ship, Captain W.
Taylor.—P. & O. S. N. Co.

MINNIE CAVILL, British barque, Capt.
P. T. Clark.—GIBB, LIVINGSTON & Co.

EL CAPITAN, American ship, Capt. W.
P. Lincoln.—P. & O. S. N. Co.

G. de CHAMPEAUX,
agent.

Hongkong, May 25, 1880.

IN THE SUPREME COURT OF
HONGKONG.

IN BANKRUPTCY.

In the Matter of WILLIAM von PUSTAU,
Senior, a Bankrupt.

NOTICE.—A MEETING of the CREDITORS of WILLIAM von PUSTAU, Senior, lately carrying on business in Hongkong and elsewhere under the Style or Firm of WILLIAM von PUSTAU & Co., who was adjudicated Bankrupt on the 15th of October, 1878, will be held before the Registrar of the Supreme Court on MONDAY, June 14th, 1880, at 11 o'clock in the Forenoon precisely, for the purpose of submitting a Statement of the Bankrupt's affairs, of declaring a Dividend, and of choosing a Creditor's Assignee. And at the said Meeting a resolution for winding up the Estate of the Bankrupt in such manner as the Official Assignee may be advised, will be submitted for the consideration of the Creditors.

H. F. GIBBONS,
Registrar.

Hongkong, June 1, 1880.

IN THE SUPREME COURT OF
HONGKONG.

IN BANKRUPTCY.

In the Matter of HO KWONG MING,
a Bankrupt.

NOTICE.—A MEETING of the CREDITORS of HO KWONG MING, a Student at the Central School, now or lately residing at No. 92 Hollywood Road, Victoria in the Colony of Hongkong, who was adjudicated Bankrupt on the 5th day of May, 1879, will be held before the Registrar of the Supreme Court on WEDNESDAY, June 16th, 1880, at 11 o'clock in the Forenoon precisely, at the said Court, for the purpose of declaring a Dividend.

H. F. GIBBONS,
Registrar.

Hongkong, June 1, 1880.

IN THE SUPREME COURT OF
HONGKONG.

IN BANKRUPTCY.

In the Matter of WONG YAM TING, alias
WONG WA HEE, a Bankrupt.

REDUCTION is made on RETURN CASH
PAKAGES.

RATES OF PASSAGE.

To KOBE..... Cabin \$60. Steerage \$15.

YOKOHAMA & NAGOYA..... Do. \$75. Do. 20.

CHINA..... Do. \$75. Do. 20.

NOTICE is made on RETURN CASH
PAKAGES.

IN THE SUPREME COURT OF
HONGKONG.

IN BANKRUPTCY.

In re AU YEUNG LUK, alias AU
YEUNG CHONG, a Bankrupt.

REDUCTION is made on RETURN CASH
PAKAGES.

NOTICE is made on RETURN CASH
PAKAGES.

IN THE SUPREME COURT OF
HONGKONG.

IN BANKRUPTCY.

In re AU YEUNG LUK, alias AU
YEUNG CHONG, a Bankrupt.

REDUCTION is made on RETURN CASH
PAKAGES.

NOTICE is made on RETURN CASH
PAKAGES.

IN THE SUPREME COURT OF
HONGKONG.

IN BANKRUPTCY.

In re AU YEUNG LUK, alias AU
YEUNG CHONG, a Bankrupt.

REDUCTION is made on RETURN CASH
PAKAGES.

NOTICE is made on RETURN CASH
PAKAGES.

IN THE SUPREME COURT OF
HONGKONG.

IN BANKRUPTCY.

In re AU YEUNG LUK, alias AU
YEUNG CHONG, a Bankrupt.

REDUCTION is made on RETURN CASH
PAKAGES.

NOTICE is made on RETURN CASH
PAKAGES.

IN THE SUPREME COURT OF
HONGKONG.

ten days longer, if not even later. This state of things was not owing to any lack of the left, as no less than 235,000 chests had arrived, and 40,000 were arriving daily to the quiet market. But fortunately foreign buyers, with the exception of one or two Russians, were holding aloof, as native Tea-men's ideas of value were far too great for those of the foreign Merchant. So far as present appearances go, therefore, the natives are bound to come down in their demands, and the foreign buyers have the game in their own hands. The result may be that the native Tea-men will lose heavily, while the foreign merchant may have a chance of making a fair profit—an arrangement the reasonableness of which may be admitted in view of the fact that the rule has but too frequently been in favour of the native. The *Glenelg* (the first steamer) was fully engaged at 25 per ton, and would no doubt obtain prompt despatch so soon as buying became general.

It will be seen from advertisements that the Cape of Good Hope Light was exhibited for the first time at sunset of the 25th ult.; and also that the Sugar Loaf Island Light was exhibited for the first time at sunset of the 29th ultimo.

The story of the "three black crows" is brought to our mind in reading the telegrams about Macao in the American papers to hand-to-day. "Macao is blockaded" is pretty emphatic and shows how the American press can out-Hero the *Pal Mall Gazette*, the *Diario de Manha*, or any other badly-informed print. Then the telegrams go on to tell how the Chinese cruisers have captured seventeen Portuguese vessels in what it calls Portuguese waters. In consequence, the Portuguese Governor, or authorities, have sent orders for a Portuguese corvette, the *Rainha de Portugal*, at Mozambique, to come to Macao. A journal complains that the Portuguese withhold the telegrams from Macao. All of which, says a San Francisco newspaper, with more regard for business than for grammar, is as clear as mud. There have been few stories ever sent on the round of the papers so completely foundationless as this about Macao. We trust the propagators of the abominable falsehoods which have been spread around, concealed in spite and circulated through sheer "cussedness," will be brought smartly to take their richly deserved.

The San Francisco event of Charlie De Young of the *Chronicle* shooting Mayor Kalloch is still fresh in the minds of our readers. "Today's mail" brings us the sequel. On the evening of Friday the 23rd May "Isaac M. Kalloch, son of L. S. Kalloch, Pastor of Metropolitan Temple and Mayor of this city, shot and killed Charles De Young, senior proprietor of the San Francisco *Chronicle*." The murder was a cold-blooded and deliberate one, and the young fellow should assuredly swing for it. He went to De Young's office with a revolver in his hand and fired at him four times, the first shot it is believed taking fatal effect. He fired with the revolver within six or eight inches of De Young's face. The jury who sat on the Inquest pronounced of course a verdict of murder at the hands of young Kalloch. The *Alta*, far and away the most respectable paper in San Francisco, says:—

"It is not necessary for us to repeat the history of the quarrel between the Youngs and the Kallochs. Some of its disgraceful incidents are sufficiently notorious. De Young and Kalloch both supported the Chinese movement in our city, but after the former's abandonment of it, and the latter became its candidate for mayor, they used most scandalous language about each other and each other's families. De Young, who had commenced the hostilities, attempted to close them by assassinating Kalloch. The bullet was not fatal, and De Young's trial for an assault with a deadly weapon was set for May 2d. Rumors say he intended to produce testimony to prove his charges against the Rev. I. S. Kalloch true, and that he had brought at least one most important witness from the East for that purpose. It is impossible for us to verify this rumour, or to ascertain whether such testimony would be admitted at the trial; but, if received, its publication in all the newspapers might have seriously damaged Mr. Kalloch's political aspirations and his clerical standing. The death of De Young prevents the trial.

The provocation of the assassination was the recent circulation of a pamphlet purporting to have been published in 1857 by Beaton firm, giving a stereographic report of the year of the Rev. I. S. Kalloch, before the Court of Common Pleas, in criminal session at Cambridge, Massachusetts, for adultery. Whether published in a correct report, we have no record of knowing, but it is statement are certainly very damaging to the accused. If a faithful account of a public trial, its distribution here furnishes not the least excuse for homicide committed to protect a man whose mouth has been sealed by malignant speech against clergymen who did not disgrace their profession.

Barrels of Visitors to the City Hall Museum for the week ending May 23.—

Mon. May 24th	50	389
Tues. " 25th	44	385
Wed. " 26th	20	234
Thur. " 27th	26	63
Fri. " 28th	41	428
Sat. " 29th	38	128
Sun. " 30th Sunday	527	1,768
Totals	219	4,768

Mr. Amy Compte hears that Mr. F. B. Wood, Commissioner of Customs at this port, has been transferred to Ningpo and that Mr. G. M. M. M. is at present Commissioner of Customs at Ningpo, will return to his post again.

A paragraph in the American papers to hand, dated at London April 27th, states that the Queen has approved all the appointments which we noted from the last English mail and telegram of subse-
quent date. Lord Chamberlain was to be Lord Kenmore; Mistress of the Robes, Duchess of Westminster. There was a

vacant at Windsor Castle on the 28th, when the Ministers were sworn in. The Standard, 27th, says that Beaconsfield took leave of the Queen on the previous day. The Marquis of Rutland was offered the Viscountcy of either Ireland or India. Lord Derby was offered a peerage in the Garter. The Advanced Liberals have, after long negotiations, been met by conceding a seat in the Cabinet to Chamberlain, as President of the Board of Trade.

SUPREME COURT.

IN CRIMINAL SESSIONS.

(Before His Lordship the Chief Justice, Sir John Scott.)

Tuesday, June 1

THE PITMAN LIBEL CASE.

In Reginald v. Pitman to-day the rule was returned which was issued on the 28th ult., calling on the Hon. the Attorney General and Mr. A. B. Johnson, Acting Crown Solicitor, to show cause why this Court and the defendant should not be informed whether the case is or is not a proper prosecution within the meaning of Section 8 of the Statute 6 and 7 Victoria, chapter 96, which has been extended to this Colony by Ordinance 3 of 1884 and within the meaning of Section 19 of Ordinance 8, of 1866 of the Legislature of Hong Kong; and whether Mr. Hayllar, Q.C., who appeared to conduct this case for the prosecution on the 19th day of May, did not consent to the case on behalf of the Crown as a private prosecution within the meaning of Section 24 of the 19th

Act, and whether he had not a private prosecution.

The Chief Justice: Why don't you say it is and have done with it? You mean that it is.

The Attorney General: I have never said anything about it, one way or another.

The Chief Justice: But the defendant is entitled to know whether he is fighting the Crown or Mr. Nelson.

Mr. Hayllar: And I have told him, my Lord, twenty times over that he is fighting Mr. Nelson.

The Attorney General: I have called on to say whether this was or was not a private prosecution.

The Chief Justice: Why don't you say it is and have done with it? You mean that it is.

The Attorney General: I have never said anything about it, one way or another.

The Chief Justice: But the defendant is entitled to know whether he is fighting the Crown or Mr. Nelson.

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The Attorney General: I have never said anything about it, one way or another.

The Chief Justice: But the defendant is entitled to know whether he is fighting the Crown or Mr. Nelson.

Mr. Hayllar: And I have told him, my Lord, twenty times over that he is fighting Mr. Nelson.

The Chief Justice: That might be an inference after the affair was over.

Mr. Hayllar: No, my Lord. We would do nothing of the kind. Our difficulty has never been the question of costs.

The Chief Justice: The straightforward manly course to say it is a private prosecution.

Mr. Hayllar: We have said so over and over again. We said so on the 26th in the words I have read to the Court.

Mr. Francis: May I ask in what capacity Mr. Hayllar is here?

Mr. Hayllar: I appear for Mr. Nelson, the prosecution.

Mr. Francis: The rule is not addressed to him.

Mr. Hayllar: The rule is addressed to the Hon. the Attorney General and Mr. A. B. Johnson, Acting Crown Solicitor.

The Chief Justice: Do you insist that this is a public prosecution? Mr. Hayllar appears and says, "I represent Mr. Nelson; Mr. Nelson is the prosecutor; I have something to say to you." Why not hear him? Mr. Hayllar may represent Mr. Johnson as well and therefore be quite entitled to appear under the terms of the rule.

Mr. Hayllar: I also represent Mr. Johnson, my Lord.

The Chief Justice: Now we can have the point settled. I don't see why you want to have so much fuss about it. I simply want this point plainly understood before we have any verdict. I don't want it to be argued one way or other after a verdict has been given.

Mr. Hayllar: Again read again the extract from the letter and asked, "Could anything be more plain or decided."

The Chief Justice: And as to costs both parties are under that Act?

Mr. Hayllar: Clearly liable to costs, my Lord.

The Attorney General: I have been called upon to give some information which it appears to me is necessary.

The Chief Justice: After reading what Mr. Johnson stated in the summons?

The Attorney General: I have not read the summons.

The Chief Justice: Then you cannot be master of the present position.

The Attorney General: I really don't care to. I have not taken any part or interest in the proceedings of the case.

The Chief Justice: Then you don't know the facts.

The Attorney General: That is a question of opinion. I have not concerned myself about the papers in this case, nor what has been said in Court, and as to the rule which sets forth that in case I fail to give certain information to the Court, I am to show cause why all proceedings in this Court should not be stayed or a writ of habeas corpus be entered.

The Chief Justice: Do you really know that?

The Attorney General: I have not been able to find out.

The Chief Justice: Then you cannot be master of the present position.

The Attorney General: I really don't care to. I have not taken any part or interest in the proceedings of the case.

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The Chief Justice: Then you cannot be master of the present position.

The Attorney General: I really don't care to. I have not taken any part or interest in the proceedings of the case.

The Chief Justice: Then you don't know the facts.

The Attorney General: That is a question of opinion. I have not concerned myself about the papers in this case, nor what has been said in Court, and as to the rule which sets forth that in case I fail to give certain information to the Court, I am to show cause why all proceedings in this Court should not be stayed or a writ of habeas corpus be entered.

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